



02-22-01

Case 1611

Practitioner's Docket No. U 011904-5

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: VIDYA BRAJ LOHRAY et al

Application No.: 09/179,002

Group No.: 1611

Filed: OCTOBER 26, 1998

Examiner: R. RAYMOND

For: NEW HETEROCYCLIC COMPOUNDS AND THEIR USE IN MEDICINE : PROCESS FOR  
THEIR PREPARATION AND PHARMACEUTICAL COMPOSITIONS CONTAINING THEM

Assistant Commissioner for Patents  
Washington, D.C. 20231

**CONDITIONAL PETITION AND FEE FOR EXTENSION OF TIME**

**NOTE:** If there is a fee deficiency and there is no authorization to charge an account, additional fees are necessary to cover the additional time consumed in making up the original deficiency. If the maximum, six-month period has expired before the deficiency is noted and corrected, the application is held abandoned. In those instances where authorization to charge is included, processing delays are encountered in returning the papers to the PTO Finance Branch in order to apply these charges prior to action on the cases. Authorization to charge the deposit account for any fee deficiency should, therefore, be made. See the Notice of April 7, 1986, 1065 O.G. 31-33.

**NOTE:** For use only when no petition and fee for extension of time is filed.

This conditional petition is being filed along with the  
accompanying TWO (2) NEW APPLICATION TRANSMITTAL (CONTINUATION-IN-PART)  
(Indicate type of PTO response being filed)

and provides for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

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**CERTIFICATION UNDER 37 C.F.R. 1.10\***

(Express Mail label number is mandatory.)

(Express Mail certification is optional.)

I hereby certify that this correspondence and the documents referred to as attached therein are being deposited with the United States Postal Service on this date February 18, 2000 in an envelope as "Express Mail Post Office to Addressee," Mailing Label Number EL386267576US, addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231.

GERALDINE MARTI

(type or print name of person mailing paper)

*Geraldine Marti*

Signature of person mailing paper

**WARNING:** Certificate of mailing (first class) or facsimile transmission procedures of 37 C.F.R. 1.8 cannot be used to obtain a date of mailing or transmission for this correspondence.

**\*WARNING:** Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. 1.10(b).

*"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.*

### Conditional petition for extension of time

If any extension of time for the accompanying response is required, applicant requests that this be considered a petition therefor.

### Status



This application is on behalf of  
[X] other than a small entity.  
[ ] a small entity.

A verified statement:

[ ] is attached.  
[ ] is already filed.

### Authorization for payment of fees

The Commissioner is authorized to charge any fees under 37 C.F.R. § 1.17(a) to (d), which may be required by this Conditional Petition to Account 12-0425.

SIGNATURE OF PRACTITIONER

JANET I. CORD

(type or print name of practitioner)

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